



CITY OF CHICAGO

DEPARTMENT OF BUSINESS AFFAIRS AND CONSUMER PROTECTION

PLAN OF CORRECTIVE ACTION

Licensee: HPC Incorporated, d/b/a Habano Cigar Lounge

Premises: 5220 S. Harper Avenue, Floor 1st, Chicago, Il 60615

Licenses: Tobacco

Account Number: 419219

Site: 1

Pursuant to the City of Chicago Municipal Code Section 4-4-313 (d)(1), the City of Chicago Department of Business Affairs and Consumer Protection ("BACP"), and the above-named Licensee have agreed to the following license conditions concerning the operation of the business as a result of the community nuisance meetings beginning January 7, 2021, under N-20-0126.

1. **Effective Date:** This Agreed Plan of Corrective Action (this "Plan") is effective immediately upon signature by both parties, as reflected on the last page of this documents.
2. **Incident Monitoring and Reporting:** Licensee shall keep and maintain a log of all incidents and calls to 9-1-1 including the date, time, caller information, and reason for the call. The log shall be used by the owner and/or employees to record any fighting, disturbances of the peace, unruly behavior, or any criminal activity observed inside or outside the licensed Premises and

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indicate whether 9-1-1 was called. The log shall be kept in management's office in the licensed Premises for a period of one (1) year and made available to BACP or any law enforcement agency upon request. The Licensee shall ensure that employees sign criminal complaints when requested by police and testify as needed. See 911/Incident Log attached as Exhibit 1.

3. Employee Security Attendant: The Licensee shall have at least one (1) employee serve as security ("Security Attendant[s]") during all hours of operation. Security Attendant(s) shall perform the following duties:

- a. Discourage loitering, particularly when the business closes.
- b. Wear a distinctive uniform which clearly identifies him/her as security.
- c. Call 9-1-1 to report any fights, unruly behavior, and any criminal activity that occurs on or within sight of the licensed Premises.
- d. Sign complaints and testify when requested.

Nothing in this section 3 of this Plan shall obligate the Security Associate to undertake any action in situations where the Security Associate shall reasonably believe such action is likely to expose Security Associate to the risk of bodily harm or death. In such case, the Security Attendant shall call 9-1-1 and report the incident to the police.

4. Video Surveillance System: Licensee shall install and maintain a video surveillance system with high resolution cameras.

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- a. The system shall cover all areas of the interior and exterior of the Premises and shall be centrally monitored and recorded utilizing a minimum 250 GB Digital Video Recorder.
- b. The installation and maintenance of surveillance cameras installed at each building entrance and exit shall be employed and lighted in such a manner to easily identify persons entering and exiting the building from a minimum distance of fifteen (15) feet.
- c. The system shall be set to record 24 hours each day.
- d. All files of footage shall be kept in management's office in the licensed Premises for a minimum of sixty (60) days and made immediately available upon request to BACP or any law enforcement agency.
- e. Licensee shall keep a log of all requests for, access to, and dissemination and use of, recorded material made by video surveillance cameras. Copies of the access log shall be provided to BACP or any law enforcement agency upon request.

5. Signage: Licensee shall post signage inside and outside the Premises informing patrons of Licensee's no loitering policy.

6. Cleanliness of the Business Premises: Licensee agrees to maintain a clean business Premises. Licensee agrees to remove litter and debris from the area outside and adjacent to the Premises as needed, but not less than twice daily. Licensee will maintain a cleaning log identifying the name of the employee performing the cleaning, the date, and time the cleaning was performed. The log will be kept in management's office in the licensed Premises for a

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minimum of one (1) year and made available upon request to BACP or any law enforcement agency.

7. No Lounge or Outdoor Patio: Licensee shall not operate an indoor lounge or outdoor patio on the Premises.

8. CAPS and Community Meetings: The Licensee or a representative shall attend all 002nd District C.A.P.S. (Community Alternative Policing Strategy) and community meetings. If requested with adequate notice, the Licensee or a representative shall attend meetings conducted by the Alderman, Police Commander, the 002nd District Business Meeting, and any similar CPD-sponsored meetings to improve awareness of community concerns of the neighborhood. Licensee shall maintain a log identifying the date, time, name of the meeting attended, and name of the person representing Licensee who attended the meeting. The log shall be kept onsite for at least one (1) year and made available upon request to BACP.

The conditions of this Plan of Corrective Action are legally binding and may be enforced by City of Chicago enforcement authorities. Violation of the above-stated conditions may result in the imposition of fines in addition to suspension or revocation of all business licenses issued to the

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Licensee. Violations of the above stated conditions may also result in the issuance of cease-and-desist orders prohibiting the activity which violates the conditions of the license.

The conditions imposed pursuant to this Plan of Corrective Action shall apply to the business address, Licensee, and to all officers, managers, partners, and direct or indirect owners of the licensed entity. The sale of the business to other persons purchasing stock or membership of units of the licensed entity does not void the above conditions on the license. Any and all potential new owners of the licensed entity shall be subject to the same conditions set forth in this Plan of Corrective Action.

It shall be the duty of every person conducting, engaging in, operating, carrying on or managing the above-mentioned business entity to **post this Agreed Plan of Corrective Action next to the license certificate in a conspicuous place at the business address.**

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By: Hpc Incorporated, an Illinois Corporation

By: [Signature]

Date: 10-14-2021

Fadi H. Allan, President

[Signature]

Date: 10-14-2021

Tamara Starks, Deputy Commissioner,

City of Chicago, Department of Business Affairs and Consumer Protection

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